

STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

On this the 15th day of August, 2011 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Tommy Knight Mayor
Phillip Hyatt Mayor Pro Tempore
James A. Mills Council Member
Ross McElwee Council Member
Vickie Abrego Council Member

ABSENT:

ADMINISTRATIVE
PERSONNEL PRESENT: Allen Lawrence City Attorney
Reggie Winters City Manager
Yvonne Stonebraker City Secretary

ADMINISTRATIVE
PERSONNEL ABSENT:

STAFF PRESENT: Rickie Kilgore Fire Chief
Frank Truitt City Inspector
Paul Alvarado Public Works Director

OTHERS PRESENT: Terry Stansberry, Marvin Leary, Robert Cuevas, Rosemary Vega, Crystal Gomez, Phil & Nell Reynolds, Donald & Jeanie Brummett, Mike & Jan Moore, Katie Verhelst, Capt. Tom Doran and Richard Lee.

There may have been others present who did not sign in.

1. **CALL MEETING TO ORDER.**

Mayor Knight called the meeting to order at 7:00 P.M. on August 15, 2011.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Council Member Abrego gave the invocation. Mayor Knight led the Pledge of Allegiance to the United States Flag.

3. **CONSIDER AND ACT ON MINUTES OF AUGUST 1 AND AUGUST 15, 2011.**

Mayor Pro Tem Hyatt made a motion to approve the minutes of August 1 and August 15, 2011 minutes. Council Member McElwee seconded the motion and the motion carried.

4. **CONSIDER AND ACT ON TAX FORECLOSURE AUCTION OF RESALE PROPERTIES.**

Mr. Robert Cuevas area supervisor with Linebarger, Goggan, Blair and Sampson (tax attorneys) stated Linebarger will be scheduling a tax re-sale auction for Saturday, October 22, 2011. He stated the properties the City of Aransas Pass needs to consider had gone before the courthouse steps and no bids had been placed on them. He stated these properties had been stuck off of the taxing units City of Aransas Pass, Aransas Pass Independent School District and San Patricio County. He stated the auction would take place at the fair grounds in Sinton, Texas and the auction would be county wide. Mr. Cuevas stated the properties would be offered 30% of the adjudged value. He stated he would like for the City of Aransas Pass to consider absolving all municipal liens including street assessment, weed lot liens and demolition liens.

City Manager Reggie Winters stated there were nine properties listed on Mr. Cuevas' list that were located by Conn Brown Harbor that would not be sold. He stated he marked the properties on a map to show City Council.

Council Member Vickie Abrego made a motion to approve the tax foreclosure auction of resale properties with an opening bid of 30% of the adjudged value and removing all municipal liens. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

5. **CONSIDER AND ACT ON APPROVING REQUEST OF ARANSAS PASS HOUSING AUTHORITY EXECUTIVE DIRECTOR LAURA SIMANK TO INSTALL SPEED BUMPS ON CELIA STREET OR GIVE THE ARANSAS PASS HOUSING AUTHORITY PERMISSION TO INSTALL THE SPEED BUMPS AT THE ARANSAS PASS HOUSING AUTHORITY'S EXPENSE.**

Council Member Mills made a motion to approve the request of Aransas Pass Housing Authority Executive Director Laura Simank to install speed bumps on Celia Street at the Aransas Pass Housing Authority's expense. Council Member Abrego seconded the motion and the motion carried unanimously.

6. **CONSIDER AND ACT ON APPROVING PUBLICITY AND TOURISM AGREEMENT BETWEEN CITY OF ARANSAS PASS AND ARANSAS PASS CHAMBER OF COMMERCE.**

Council Member McElwee made a motion to approve the Publicity and Tourism Agreement between the City of Aransas Pass and the Aransas Pass Chamber of Commerce. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

7. **CONSIDER AND ACT ON APPROVING ARANSAS PASS CHAMBER OF COMMERCE 2011-2012 BUDGET.**

Council Member Mills made a motion to approve the Aransas Pass Chamber of Commerce 2011-2012 budget. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

8. **CONSIDER AND ACT ON APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF ARANSAS PASS, TEXAS AND THE CITY OF SELMA, TEXAS.**

City Manager Winters stated the City of Aransas Pass agrees to provide temporary office space and communications for up to four (4) employees of the City of Selma to establish a temporary City Hall, at no charge to the City of Selma in the event of a federal or state declared emergency. The City of Selma agrees to provide temporary office space and communications for up to four (4) employees of the City of Aransas Pass to establish a temporary City Hall, at no charge to the City of Aransas Pass in the event of a federal or state declared emergency.

Mayor Pro Tem Hyatt made a motion to approve an Interlocal Agreement between the City of Aransas Pass, Texas and the City of Selma, Texas. Council Member Mills second the motion and the motion carried unanimously.

9. **CONSIDER AND ACT ON RESOLUTION 2011-657 – AMENDING A CONN BROWN HARBOR CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND G & S MARINE AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

City Attorney Allen Lawrence stated agenda Items 9, 10 and 11 needed more clarification and were not ready.

10. **CONSIDER AND ACT ON RESOLUTION 2011-658 – AMENDING A CONN BROWN HARBOR CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND HANDSOME SAILOR YACHT CHARTERS AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

City Attorney Allen Lawrence stated agenda Items 9, 10 and 11 needed more clarification and were not ready.

11. **CONSIDER AND ACT ON RESOLUTION 2011-659 – AMENDING A CONN BROWN HARBOR CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND SAU NGUYEN dba CAPTAIN CADY'S BAIT HOUSE AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

City Attorney Allen Lawrence stated agenda Items 9, 10 and 11 needed more clarification and were not ready.

12. CONSIDER AND ACT ON RESCHEDULING THE SEPTEMBER 5, 2011 COUNCIL MEETING DUE TO A CITY HOLIDAY.

Council Member McElwee made a motion to reschedule the Monday, September 5, 2011 council meeting to Tuesday, September 6, 2011 due to a city holiday. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

13. CONSIDER AND ACT ON CONTRACT FOR REFUSE REMOVAL SERVICES PRESENTED BY MR. RICHARD LEE.

City Attorney Allen Lawrence stated he and Mr. Richard Lee's attorney had been working on the Contract for Refuse Removal Services and the contract was complete and ready for signatures.

Council Member Ross McElwee stated he would like to have "not to exceed \$200,000 including tires" written into the contract.

Mayor Pro Tem Hyatt made a motion to approve Contract for Refuse Removal Services by Mr. Richard Lee not to exceed \$200,000 including tires. Council Member McElwee seconded the motion and the motion carried unanimously.

14. REVIEW AND DISCUSS FINANCIAL REPORTS.

City Manager Reggie Winters stated sales tax is slowly increasing and all department heads are still within their budgets.

15. CONSIDER AND ACT ON CITY OF ARANSAS PASS FISCAL YEAR 2010-2011 BUDGET AMENDMENTS.

Finance Director Sandy Roddel presented a budget amendment of \$126,941. She stated this amount reflected the amount of revenues that have exceeded budget projections.

Council Member Mills made a motion to approve the City of Aransas Pass fiscal year 2010-2011 budget amendment. Mayor Pro Tem Hyatt seconded the motion and the motion carried with Council Member McElwee voting no.

16. CONSIDER AND ACT ON CITY OF ARANSAS PASS PROPOSED TAX RATE.

City Manager Winters stated the proposed tax rate (effective rate 0.60749 + 9 cents = 0.72302) was needed to support the City of Aransas Pass' expenses for 2011-2012 fiscal year.

No action taken.

17. CONSIDER AND ACT ON CITY OF ARANSAS PASS' PROPOSED FISCAL YEAR 2011-2012 BUDGET.

No action taken

18. CONSIDER AND ACT ON SCHEDULING TWO CITY OF ARANSAS PASS BUDGET WORKSHOPS.

Council Member Mills made a motion to approve three budget workshops set for Wednesday, August 24, Thursday, August 25 and Friday, August 26, 2011. Council Member McElwee seconded the motion and the motion carried unanimously.

19. CONSIDER AND ACT ON SCHEDULING TWO PUBLIC HEARINGS ON TAX RATE.

Council Member Mills made a motion to approve two tax rate public hearings set for Monday, August 29 and Thursday, September 1, 2011. Mayor Pro Tem Hyatt seconded the motion and the motion carried.

20. CITIZEN'S COMMENTS.

Council Member Mills commended the Aransas Pass Fire Dept, Halo Flight and everyone involved in helping the victims of the head-on collision accident on Hwy 361 between Aransas Pass and Port Aransas on August 13, 2011.

21. **ADJOURNMENT OF MEETING.**

Council Member Mills made a motion to adjourn the meeting. Council Member Abrego seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 8:01 PM.

Tommy Knight, Mayor

ATTEST:

Yvonne Stonebraker, City Secretary